

Second Amendment to Indenture of Lease dated January 22, 1964
Between the Boston Redevelopment Authority and Back Bay Towers, Inc.

WHEREAS, the BOSTON REDEVELOPMENT AUTHORITY and BACK BAY TOWERS, INC., entered an Indenture of Lease dated January 22, 1964, covering land known as Parcel 3 in the Whitney Redevelopment Area in the City of Boston; and

WHEREAS, the Boston Redevelopment Authority and Back Bay Towers, Inc., desire to amend said Indenture of Lease as hereinafter provided.

NOW, THEREFORE, the Boston Redevelopment Authority and Back Bay Towers, Inc., for consideration paid, hereby amend said Indenture of Lease as follows:

1. Article I, Section 2, paragraph (ii), line 1 thereof is hereby amended by deleting the word and figures "forty (40)" and by inserting in place thereof the word and figures "seventy-five (75)".

2. Article I, Section 2, paragraph (ii) (a), lines 1 and 2 thereof are hereby amended by deleting the words and figures "During the first twenty (20) years of said forty (40) year period", and by inserting in place thereof the words and figures "During the aforesaid seventy-five year period".

3. Article I, Section 2, paragraph (ii) (a), lines 5 and 8 thereof are hereby amended by deleting the words and figures "twenty (20)" and by inserting in place thereof the words and figures "seventy-five (75)".

4. Article I, Section 2, paragraph (ii) (b), line 6 thereof is hereby amended by deleting said line 6 and by inserting in place thereof the following: "included within the forty (40) year period, which begins on the endorsement date or when the apartment building is ninety (90) percent occupied, whichever event occurs first, equal to the amount".

BOSTON REDEVELOPMENT AUTHORITY

By _____

Title: _____

BACK BAY TOWERS, INC.

By _____

Title: _____

Approved as to form:

General Counsel

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

July

1964

Then personally appeared the above-named _____
_____ and acknowledged the foregoing instrument to be the
free act and deed of the Boston Redevelopment Authority, before me

Notary Public

My commission expires:

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS

July

1964

Then personally appeared the above-named _____
_____ and acknowledged the foregoing instrument to be the
free act and deed of Back Bay Towers, Inc., before me

Notary Public

My commission expires: